

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

MARCELLA COOLIDGE, individually;  
and GABRIELLE VALDEZ, as Personal  
Representative of the ESTATE OF  
DEREK A. HARRISON,

Plaintiffs,

Case No.: 1:21-cv-00307 SCY/KRS

v.

UNITED STATES OF AMERICA,

Defendant.

**CONSENT OF THE STATUTORY BENEFICIARIES TO THE DISTRIBUTION OF  
THE WRONGFUL DEATH PROCEEDS**

MARCELLA COOLIDGE and RAFER HARRISON, as the parents and New Mexico Wrongful Death Act (“WDA”) statutory beneficiaries of decedent, Derek Harrison, consent as follows:

1. Marcella Coolidge and Rafer Harrison have voluntarily agreed that (a) 75% of the total settlement amount should be attributed to the wrongful death claims in this case; and (b) 25% of the total settlement amount should be attributed to Marcella’s loss of consortium claim in this case;
2. Marcella Coolidge and Rafer Harrison understand that the WDA requires the Personal Representative of Derek Harrison’s Wrongful Death Estate, Gabrielle Valdez, to distribute the wrongful death proceeds in this case equally – one half to each – to Derek Harrison’s surviving parents;
3. Marcella Coolidge and Rafer Harrison have voluntarily agreed to a distribution of the wrongful death proceeds that differs from the distribution outlined in the WDA;

4. Marcella Coolidge and Rafer Harrison agree that the net wrongful death and other settlement proceeds in this case should be distributed as follows:
- a. Rafer Harrison shall receive the sum of \$ [REDACTED] as his total share of the net wrongful death proceeds in this case; and
  - b. Marcella Coolidge shall receive the remaining balance of the net settlement proceeds, including Marcella Coolidge's share of the wrongful death proceeds and the amount for her loss of consortium claim; and
5. Marcella Coolidge and Rafer Harrison request the Court approve and the Personal Representative of the Wrongful Death Estate of Derek Harrison distribute the wrongful death proceeds in this case consistent with this agreement.

Executed this 28 day of Sept, 2022.

Marcella Coolidge  
MARCELLA COOLIDGE, Mother of Derek Harrison

STATE OF NEW MEXICO

COUNTY OF San Juan

ss.

Subscribed, sworn to, and acknowledged before me this 28 day of September, 2022 by MARCELLA COOLIDGE.

My Commission Expires:

12/20/2022

Karen Deale

NOTARY PUBLIC

STATE OF NEW MEXICO

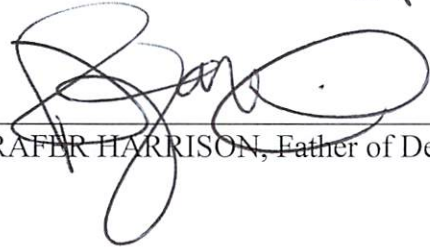
NOTARY PUBLIC

Karen Deale

Commission No. 1123933

December 20, 2022

Executed this 20<sup>th</sup> day of September, 2022.

  
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RAFER HARRISON, Father of Derek Harrison

STATE OF TEXAS

\_\_\_\_\_  
COUNTY OF Tarrant ss.

Subscribed, sworn to, and acknowledged before me this 28<sup>th</sup> day of September, 2022 by  
RAFER HARRISON.

  
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NOTARY PUBLIC

My Commission Expires:

06/30/2025

